

PHILLIP A. TALBERT
United States Attorney
ROSS PEARSON
Assistant United States Attorney
501 I Street, Suite 10-100
Sacramento, CA 95814
Telephone: (916) 554-2700
Facsimile: (916) 554-2900

Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROLAND HEATHINGTON,

Defendant.

CASE NO. 2:20-CR-00008-TLN

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
ORDER

DATE: January 6, 2022
TIME: 9:30 a.m.
COURT: Hon. Troy L. Nunley

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on January 6, 2022.
2. By this stipulation, defendant now moves to continue the status conference until February 3, 2022, and to exclude time between January 6, 2022, and February 3, 2022, under 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4].
3. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has represented that the discovery associated with this case includes the discovery associated with this case includes approximately 60 pages of police reports, as well as the defendant's criminal history sheet, body camera videos, and photographs. All of this discovery has been either produced directly to counsel and/or made available for

1 inspection and copying.

2 b) Counsel for defendant desires additional time to review this discovery, investigate
3 possible defenses or suppression issues, consult with his client, and negotiate a plea with the
4 government. Since the last continuance, counsel for Heathington has consulted with her client,
5 discussed a plea, and researched the application of certain guidelines provisions that will
6 significantly impact any potential sentence in this case. Counsel needs additional time to research
7 the application of the guidelines and discuss a plea with her client.

8 c) Counsel for defendant believes that failure to grant the above-requested
9 continuance would deny him/her the reasonable time necessary for effective preparation, taking
10 into account the exercise of due diligence.

11 d) The government does not object to the continuance.

12 e) Based on the above-stated findings, the ends of justice served by continuing the
13 case as requested outweigh the interest of the public and the defendant in a trial within the
14 original date prescribed by the Speedy Trial Act.

15 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
16 et seq., within which trial must commence, the time period of January 6, 2022 to February 3,
17 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
18 T4] because it results from a continuance granted by the Court at defendant's request on the basis
19 of the Court's finding that the ends of justice served by taking such action outweigh the best
20 interest of the public and the defendant in a speedy trial.

21 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
22 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
23 must commence.

1 IT IS SO STIPULATED.

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3 Dated: January 4, 2022

PHILLIP A. TALBERT
United States Attorney

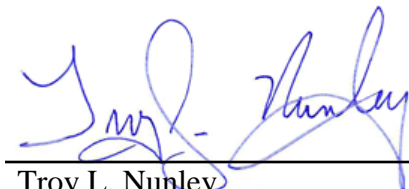
4
5 /s/ ROSS PEARSON
ROSS PEARSON
Assistant United States Attorney

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8 Dated: January 4, 2022

/s/ CHRISTINA SINHA
CHRISTINA SINHA
Counsel for Defendant
ROLAND HEATHINGTON
(Authorized by email on January
4, 2022)

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11
12 **ORDER**

13 IT IS SO FOUND AND ORDERED this 4th day of January, 2022.

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18 Troy L. Nunley
United States District Judge